

Remarks

Claims 1, 15 and 20 are cancelled and claims 2, 3, 5, 8, 12 to 14 and 16 to 19 are amended. Claim 21 is added. Claims 2 to 14, 16 to 19 and 21 are pending in this application of which claims 5, 16, 18, 19 and 21 are in independent form.

On page 1, paragraph 1, of the action, the view was expressed that "at at" is a typographical error. The second "at" belongs to the phrase "at least". This phrase emphasizes that there are at least two attachment points.

Claims 5 to 11, 16, 18 and 19 were objected to only as being dependent from a rejected base claim. Claim 5 is amended to incorporate therein all the features and limitations of claim 1. However, the subject matter of claims 3 and 4 are not included in claim 5 because they contain no feature with respect to which reference is made in claim 5 and the presence of the subject matter of claims 3 and 4 should not be needed in order to enable claim 5 to patentably distinguish the applicants' invention over the applied reference. Claims 16, 18 and 19 are each amended to incorporate therein the subject matter of claim 15 from which they had depended so that these claims together with claim 5 should now be in condition for allowance. The dependent claims 2 to 4, 6 to 14 and 17 are all dependent from one of the independent claims so that these claims too should now be allowable.

Claim 1 had been rejected under 35 USC 102(b) as being anticipated by Maxwell. Claim 21 is added herein and

incorporates the subject matter of claims 1 and 3 plus a feature taken from the applicants' disclosure. The applicants will now show that claim 21 patentably distinguishes their invention over this reference.

Claim 21 emphasizes that the transport wheel does not come into engagement with the ground when the work tool of the work apparatus is in its work position. This can best be seen in FIG. 5 of the applicants' drawings wherein the transport wheel is disposed at the frame and cannot come into engagement with the ground while the sweeper 7 is in use. Thus, claim 21 includes the feature and limitation of:

"said work apparatus having a frame and said transport wheel is disposed at said frame when said second strut is fixed at said first attachment point so as to cause said transport wheel not to come into engagement with the ground when said work tool is in its work position." (emphasis added)

The antecedent basis for the above feature and limitation is set forth on page 8, lines 10 to 12, of the applicants' disclosure.

The above makes clear that the transport wheel is not only relatively close to the frame of the work apparatus but is so close on the frame that the transport wheel does not come into engagement with the ground when the work tool is in its work position.

This is not the case in Maxwell. Also with an arrangement of the clamp 41 next to the handle 51, the transport wheels 13 and 14 are still in engagement with the ground in this configuration so that it is not seen how Maxwell can anticipate

the applicants' invention as it is now defined in claim 21.

In view of the above, applicants submit that claim 21 should likewise be allowable.

Reconsideration of this application is earnestly solicited.

Respectfully submitted,



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